

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Fitzpatrick et al. )  
)  
For: Determining Availability of )  
Members of a Contact List in a )  
Communication Device )  
)  
Serial No.: 10/749,083 )  
)  
Filed: December 30, 2003 )  
)  
Examiner: Aminzay, S. )  
)  
Art Unit: 2618 )  
)

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attention: Board of Patent Appeals and Interferences

**TRANSMITTAL OF APPEAL BRIEF, and  
PETITION REQUESTING A THREE MONTH EXTENSION**

The enclosed brief is being filed in furtherance of the Notice of Appeal filed on February 1, 2007, and Notice of Panel Decision from Pre-Appeal Brief Review, mailed March 20, 2007. The present filing date of July 20, 2007, is within the permissible one month term for filing the present brief, measured from the mailing date of the Notice of Panel Decision, extended an additional three months.

In conjunction with filing the present appeal brief, a fee in the amount of \$1520 is believed to be due, corresponding to the fee for filing an appeal brief (\$500), and a fee for requesting a three month extension (\$1020). The undersigned authorizes the Commissioner and respectfully requests that this fee be charged to deposit account 50-2117. The Commissioner is

further authorized to charge any additional fees deemed to be necessary in connection with the proper handling and consideration of the enclosed Appeal Brief in support of the appeal from the Examiner's final rejection, including any underpayments, and/or credit any overpayments to deposit account 50-2117.

Respectfully submitted,

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